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Approved for use through 09/30/2006. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

Application Number	10/574,463
Filing Date	Effective Filing Date 12/4/2005
First Named Inventor	Creas
Art Unit	
Examiner Name	
Attorney Docket Number	X-9549

ENCLOSURES (Check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="text"/> Remarks Original Patent Declaration, copy of Notice of 8/27/07		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Gipple & Hale		
Signature			
Printed name	John S. Hale		
Date	8/29/2007	Reg. No.	25,209

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name		Date	

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/574,463	Lawrence Carl Crees	X9549
INTERNATIONAL APPLICATION NO.		
PCT/GB04/02379		
I.A. FILING DATE	PRIORITY DATE	
06/04/2004	06/04/2003	
CONFIRMATION NO. 2549		
371 FORMALITIES LETTER		
 *OC000000025508962*		

Date Mailed: 08/27/2007

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 04/03/2006
- Copy of the International Search Report filed on 04/03/2006
- Preliminary Amendments filed on 04/03/2006
- Oath or Declaration filed on 04/23/2007
- U.S. Basic National Fees filed on 04/03/2006
- Assignment filed on 04/23/2007
- Priority Documents filed on 04/03/2006
- Specification filed on 04/03/2006
- Claims filed on 04/03/2006
- Abstracts filed on 04/03/2006
- Drawings filed on 04/03/2006

DOCKETED
Due 9-27-07
By S

Applicant's response filed 04/23/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 12/22/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - Printed names of inventors not legible

Applicant is required to complete the response within a time limit of **ONE MONTH** from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/574,463	PCT/GB04/02379	X9549

FORM PCT/DÖ/EO/916 (371 Formalities Notice)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	:	
CREES	:	
Serial No.: 10/574,463	:	Attn: Barbara A. Campbell
Effective Filing Date: December 4, 2005	:	
For: BIOLOGICAL APPARATUS	:	
	:	

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1451

Sir:

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

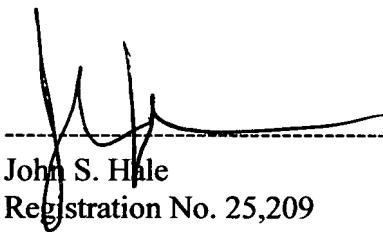
Pursuant to the Notification of Defective Response under 35 USC 371 in the United States Designated/elected Office, dated August 27, 2007 (copy attached), Applicant hereby submits the following executed papers:

1. Original Declaration, with the legible printed names of the inventors.

Please identify this application on the Office Filing Receipt as Attorney Docket Number X-9549. Should any fees be required, kindly debit our Deposit Account Number 07-1340 as required.

Respectfully submitted,

GIPPLE & HALE



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